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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named
Inventor : Alexander M. Shukh

Appln. No.: 10/027,046

Filed : December 20, 2001

For : PERPENDICULAR READ/WRITE
HEAD FOR USE IN A DISC
DRIVE STORAGE SYSTEM

Docket No.: S01.12-0851

Group Art Unit: 2652

Examiner: David
Donald Davis

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I HEREBY CERTIFY THAT THIS PAPER IS
BEING SENT BY U.S. MAIL, FIRST CLASS, TO
THE COMMISSIONER FOR PATENTS, P.O.
BOX 1450, ALEXANDRIA, VA 22313-1450,
THIS

8TH DAY OF SEPTEMBER, 2005.

BDO
PATENT ATTORNEY

Applicant appeals to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed June 9, 2005, finally rejecting claims 1-18, 20-22, 24 and 25.

FEE STATUS

[] Small entity status under 37 C.F.R. §§ 1.9 and 1.27 is established by a verified statement previously filed on ---.

FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. § 1.17(b) the fee for filing the Notice of Appeal is:

[x] other than a small entity	\$500.00
[] small entity	\$250.00

EXTENSION OF TIME

These proceedings are for a patent application and the provisions of 37 C.F.R. § 1.136 apply.

(a) ☐ Applicant petitions for an extension of time under 37 C.F.R. § 1.17(a)-(d) for the total number of months checked below:

<u>Extension (months)</u>	<u>Fee for other than small entity</u>	<u>Fee for small entity</u>
<input type="checkbox"/> one month	\$ 120.00	\$ 60.00
<input type="checkbox"/> two months	\$ 450.00	\$225.00
<input type="checkbox"/> three months	\$1,020.00	\$510.00
<input type="checkbox"/> four months	\$1,590.00	\$795.00

If an additional extension of time is required, please consider this a petition therefor.

(check and complete the next item, if applicable)

☐ An extension for --- has already been secured and the fee paid therefor of \$--- is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$---
or

(b) ☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time.

TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$500.00

Extension fee (if any) \$---

Total Fee Due \$500.00

FEE PAYMENT

☒ A PTO Form 2038 in the amount of \$500.00 is attached.

☐ Charge Deposit Account No. 23-1123, the sum of \$_.

The Director is authorized to charge any additional fees associated with this paper or credit any overpayment to Deposit Account No. 23-1123. A duplicate copy of this communication is enclosed.

Respectfully submitted,

WESTMAN, CHAMPLIN & KELLY, P.A.

By: 

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BDK/djb